



#14  
Pg 8/14/01 AF  
1631

PATENT

Attorney Docket No.: A-65680-4/RFT/RMS/BTC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re application of: Haaf, et al.

Examiner: J. Brusca AUG 13 2001

Serial No. 09/181,027

Group Art Unit: 1631 TECH CENTER 1600/290

Filed: October 27, 1998

For: *Methods and  
Compositions Utilizing  
Rad51*

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231.

Date:

Signed:

Tina M. Ingrande

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
AND PETITION FOR EXTENSION OF TIME

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and interferences from the decision dated January 30, 2001 of the Examiner rejecting claims 40-44 and 47-55, and includes the fee of \$155.00 for the same.

Applicant hereby petitions for an Extension of time extending the period for response by three months, to and including *July 30, 2001*. Applicant encloses the fee of \$445.00 (small entity) for the same.

It is believed that no fees, other than the fees for the extension and Notice of Appeal, are due in connection with this filing. However, should the Commissioner determine otherwise, he is authorized to charge any fees (including any extension fees or other relief as may be required) or

08/10/2001 GTEFFERA 00000035 09181027

01 FC:219

155.00 OP

08/10/2001 GTEFFERA 00000036 09181027

01 FC:217

445.00 OP

**Serial No.:** 09/181,027  
**Filing Date:** October 27, 1998

credit any overpayment to Deposit Account No. 06-1300 (Our Order No. A-65680-4/RFT/RMS/BTC).

Respectfully submitted,  
FLEHR HOHBACH TEST  
ALBRITTON & HERBERT LLP

Date: July 30, 2001



Brian T. Clarke (Reg. No. 45,552) for  
Richard F. Trecartin (Reg. No. 31,801)

Four Embarcadero Center, Suite 3400  
San Francisco, California 94111-4187  
Telephone: (415) 781-1989